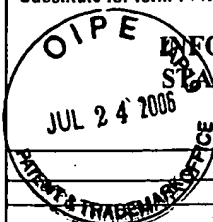


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Substitute for form 1449/PTO		Complete if Known	
 INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) Sheet 1 of 8		Application Number	10/768,999
		Filing Date	January 30, 2004
		First named Inventor	Michael R.S. Hill
		Group Art Unit	3766
		Examiner name	Carl Hernandez Layno
		Attorney Docket Number	065071-9059-12
U.S. Patent Documents			

Examiner Initials	U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document
CL	3,614,995	Probert, et al.	10/26/1971
	3,804,098	Friedman	4/16/1974
	4,088,138	Diack, et al.	5/9/1978
	4,161,952	Kinney, et al.	4/22/1979
	4,176,660	Mylrea, et al.	12/4/1979
	4,198,963	Barkalow, et al.	4/22/1979
	4,321,929	Lemelson, et al.	3/30/1982
	4,351,330	Scarberry	9/28/1982
	4,574,807	Hewson, et al.	3/11/1986
	4,603,705	Speicher, et al.	8/5/1986
	4,671,295	Abrams, et al.	6/9/1987
	4,715,367	Crossley	12/29/1987
	4,722,347	Abrams, et al.	2/2/1988
	4,753,244	Landymore, et al.	6/28/1988
	4,919,147	Reinhardt, et al.	4/24/1990
	4,931,464	Grover, et al.	6/5/1990
	4,952,586	Morris, et al.	8/28/1990
	5,003,991	Takayama, et al.	4/2/1991
	5,007,893	Row	4/16/1991
✓	5,024,228	Goldstone, et al.	6/18/1991
CL	5,025,807	Zabara	6/25/1991

Examiner Signature	/Carl Layno/	Date Considered	01/10/2007
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	Application Number	10/768,999
	Filing Date	January 30, 2004
	First named Inventor	Michael R.S. Hill
	Group Art Unit	3766
	Examiner name	Carl Hernandez Layno
	Attorney Docket Number	065071-9059-12

U.S. Patent Documents

Examiner Initials	U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document
CL	5,036,848	Hewson	8/6/1991
	5,050,600	Parks	9/24/1991
	5,117,822	Laghi	6/2/1992
	5,117,828	Metzger, et al.	6/2/1992
	5,125,406	Goldstone, et al.	6/30/1992
	5,127,407	Tan	7/7/1992
	5,154,172	Terry, Jr. et al.	10/13/1992
	5,156,149	Hudrlik	10/20/1992
	5,156,151	Imran	10/20/1992
	5,178,149	Imburgia, et al.	1/12/1993
	5,179,950	Stanislaw	1/19/1993
	5,179,952	Buinevicius, et al.	1/19/1993
	5,186,170	Varrichio, et al.	2/16/1993
	5,188,104	Wernicke, et al.	2/23/1993
	5,205,285	Baker, Jr.	4/27/1993
	5,215,086	Terry, Jr., et al.	6/1/1993
	5,231,988	Wernicke, et al.	8/3/1993
	5,235,980	Varrichio, et al.	8/17/1993
	5,263,480	Wernicke, et al.	11/23/1993
	5,265,603	Hudrlik	11/30/1993
	5,265,623	Kroll, et al.	11/30/1993
	5,269,303	Wernicke, et al.	12/14/1993
	5,282,468	Klepinski	2/1/1994
CL	5,284,146	Czar, et al.	2/8/1994

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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) Sheet 3 of 8	Complete if Known	
	Application Number	10/768,999
	Filing Date	January 30, 2004
	First named Inventor	Michael R.S. Hill
	Group Art Unit	3766
	Examiner name	Carl Hernandez Layno
	Attorney Docket Number	065071-9059-12

U.S. Patent Documents

Examiner Initials		U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document
CL		5,299,569	Wernicke, et al.	4/5/1994
		5,304,120	Crandell, et al.	4/19/1994
		5,304,206	Baker, Jr., et al.	4/19/1994
		5,304,220	Maginot	4/19/1994
		5,330,507	Schwartz	7/19/1994
		5,335,657	Terry, Jr., et al.	8/9/1994
		5,365,926	Desai	11/22/1994
		5,379,765	Kajiware, et al.	1/10/1995
		5,411,529	Hudrlik	5/2/1995
		5,417,713	Cohen	5/23/1995
		5,456,254	Pietroski, et al.	10/10/1995
		5,458,625	Kendall	10/17/1995
		5,476,485	Weinberg, et al.	12/19/1995
		5,531,776	Ward, et al.	7/2/1996
		5,656,420	Chien	8/12/1997
		5,662,689	Elsberry, et al.	9/2/1997
		5,668,117	Shapiro	9/16/1997
		5,707,400	Terry, Jr., et al.	1/13/1998
		5,713,924	Min, et al.	2/3/1998
		5,713,929	Hess, et al.	2/3/1998
		5,755,682	Knudson, et al.	5/26/1998
		5,782,874	Loos	7/21/1998
CL		5,791,187	Chang	8/11/1998

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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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	Application Number	10/768,999
	Filing Date	January 30, 2004
	First named Inventor	Michael R.S. Hill
	Group Art Unit	3766
	Examiner name	Carl Hernandez Layno
	Attorney Docket Number	065071-9059-12

U.S. Patent Documents				
Examiner Initials		U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document
CL		5,799,661	Boyd, et al.	9/1/1998
		5,824,021	Rise	10/20/1998
		5,840,076	Swanson, et al.	11/24/1998
		5,846,263	Peterson, et al.	12/8/1998
		5,846,264	Andersson, et al.	12/8/1998
		5,874,420	Pelleg	2/23/1999
		5,889,033	Kaminski	3/30/1999
		5,893,881	Elsberry, et al.	4/13/1999
		5,893,882	Peterson, et al.	4/13/1999
		5,971,911	Wilk	10/26/1999
		5,995,872	Bourgeois	11/30/1999
		6,007,559	Arkans	12/28/1999
		6,014,588	Fitz	1/11/2000
		6,042,538	Puskas	3/28/2000
		6,091,988	Warman, et al.	7/18/2000
		6,103,722	Schultz, et al.	8/15/2000
		6,141,590	Renirie, et al.	10/31/2000
		6,185,459	Mehra, et al.	2/6/2001
		6,234,985	Lurie, et al.	5/22/2001
		6,253,108	Rosborough, et al.	6/26/2001
		6,266,564	Hill, et al.	7/24/2001
		6,272,380	Warman, et al.	8/7/2001
CL		6,299,564	Gessler, et al.	10/9/2001

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		Application Number	10/768,999
		Filing Date	January 30, 2004
		First named Inventor	Michael R.S. Hill
		Group Art Unit	3766
		Examiner name	Carl Hernandez Layno
		Attorney Docket Number	065071-9059-12
U.S. Patent Documents			
Examiner Initials	U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document
CL	6,303,293	Patterson, et al.	10/16/2001
	6,304,777	Ben-Haim, et al.	10/16/2001
	6,381,499	Taylor, et al.	4/30/2002
	6,414,018	Duhaylongsod	7/2/2002
	6,429,217	Puskas	8/6/2002
	6,442,429	Hill, et al.	8/27/2002
	6,449,507	Hill, et al.	9/10/2002
	6,479,523	Puskas	11/12/2002
	6,487,446	Hill, et al.	11/26/2002
	6,532,388	Hill, et al.	3/11/2003
	6,542,774	Hill, et al.	4/1/2003
	6,554,781	Carter, et al.	4/29/2003
	6,587,719	Barrett, et al.	7/1/2003
	6,609,025	Barrett, et al.	8/19/2003
	6,622,038	Barrett, et al.	9/16/2003
	6,622,041	Terry, Jr., et al.	9/16/2003
	6,622,047	Barrett, et al.	9/16/2003
	6,628,987	Hill, et al.	9/30/2003
	6,656,960	Puskas	12/2/2003
	6,690,973	Hill, et al.	2/10/2004
	6,711,436	Duhaylongsod	3/23/2004
	6,718,208	Hill, et al.	4/6/2004
CL	6,721,603	Zabara, et al.	4/13/2004
Examiner Signature	/Carl Layno/		Date Considered 01/10/2007

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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) Sheet 6 of 8		Complete if Known	
		Application Number	10/768,999
		Filing Date	January 30, 2004
		First named Inventor	Michael R.S. Hill
		Group Art Unit	3766
		Examiner name	Carl Hernandez Layno
		Attorney Docket Number	065071-9059-12
U.S. Patent Documents			
Examiner Initials	U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document
CL	6,735,471	Hill, et al.	5/11/2004
	6,738,667	Deno, et al.	5/18/2004
	6,778,854	Puskas	8/17/2004
	6,904,318	Hill, et al.	6/7/2005
	6,912,419	Hill, et al.	6/28/2005
	09/980,421		
	RE38,654	Hill et al.	11/23/2004
	RE38,705	Hill et al.	2/22/2005
	2001/0049543	Kroll	12/6/2001
	2002/072782	Osorio et al.	6/13/2002
	2002/0198570	Puskas	12/26/2002
	2002/0198571	Puskas	12/26/2002
	2003/045909	Gross et al.	3/6/2003
	2003/0074039	Puskas	4/17/2003
	2003/0216775	Hill et al.	11/20/2003
	2003/0216790	Hill et al.	11/20/2003
	2004/0024422	Hill et al.	2/5/2004
	2004/0059383	Puskas	3/25/2004
	2004/0111118	Hill et al.	6/10/2004
	2004/0162584	Hill et al.	8/19/2004
	2004/0172075	Shafer et al.	9/2/2004
✓	2004/0186517	Hill et al.	9/23/2004
CL	2004/0186531	Jahns et al.	9/23/2004
Examiner Signature	/Carl Layno/		Date Considered
			01/10/2007

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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) Sheet 7 of 8		Complete if Known		
		Application Number	10/768,999	
		Filing Date	January 30, 2004	
		First named Inventor	Michael R.S. Hill	
		Group Art Unit	3766	
		Examiner name	Carl Hernandez Layno	
		Attorney Docket Number	065071-9059-12	
U.S. Patent Documents				
Examiner Initials		U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document
CL		2004/0199209	Hill et al.	10/7/2004
CL		2005/0096707	Hill et al.	5/5/2005
CL		2005/0143412	Puskas	6/30/2005

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Country Code	Foreign Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document	Translation	English Abstract
CL	AU	9890156	Duhaylongsod	3/1/1999		
	AU	779255	Puskas	6/23/2000		
	CA	2,310,183	Stewart, et al.	5/19/1996		
	CA	2,376,903	Puskas	6/23/2000		
	EP	0440111	McEwen	8/7/1991		
	EP	0589252	Dreher, et al.	3/30/1994		
	EP	0688579	Bowalt, et al.	12/27/1995		
	EP	1005337	Puskas	6/7/2000		
	EP	1181947	Borkan	2/27/2002		
	JP	2001-505980	Puskas	6/23/2000		
	JP	2000-507363	Puskas	8/26/1998		
	MX	2043	Puskas	8/26/1998		
	WO	99/07354	Duhaylongsod	2/18/1999		
	WO	00/01306	Scher, et al.	1/13/2000		
CL	WO	02/26320	Hill, et al.	4/4/2002		

Examiner Signature	/Carl Layno/	Date Considered	01/10/2007
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				Application Number	10/768,999		
				Filing Date	January 30, 2004		
				First named Inventor	Michael R.S. Hill		
				Group Art Unit	3766		
				Examiner name	Carl Hernandez Layno		
				Attorney Docket Number	065071-9059-12		
U.S. Patent Documents							
FOREIGN PATENT DOCUMENTS							
Examiner Initials	Country Code	Foreign Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document	Translation	English Abstract	
CL	WO	99/00057	Ward	1/7/1999			
CL	WO	99/63926	Lurie, et al.	12/16/1999			
CL	WO	00/09206	Mehra, et al.	2/24/2000			

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Substitute for form 1449B/PTO				Complete if Known Application Number 10/724,978 Filing Date December 1, 2003 First Named Inventor Scott E. Jahns Group Art Unit 3766 Examiner Name Carl Hernandez Layno Attorney Docket Number 065071-9059-10	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)					
Sheet	1	of	7		

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS		
Examiner Initials		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, pages(s), volume-issue numbers(s), publisher, city and/or country where published.
CL		AGNEW, William F., et al., "Considerations for Safety with Chronically Implanted Nerve Electrodes, Epilepsia, 31(Suppl. 2), 1990, pp. S27-S32, Raven Press, Ltd., New York.
CL		BELL, et al., "Inotropic Responses of the Left Ventricle to Changes in Heart Rate in Anesthetized Rabbits," Can. J. Physiol. Pharmacol., 65:179-184.
CL		BENNETTI, F.J., "Direct Coronary Surgery with Saphenous Vein Bypass Without Either Cardiopulmonary Bypass or Cardiac Arrest, J. Cardiovasc. Surg., 26:217-222.
CL		BENETTI, et al., "Use of Thoracoscopy and a Minimal Thoracotomy, in Mammary-Coronary Bypass to Left Anterior Descending Artery, Without Extracorporeal Circulation," J. Cardiovasc. Surg., 36:159-161.
CL		BESEDOVSKY, H., et al., "Immunoregulatory Feedback Between Interleukin-1 and Glucocorticoid Hormones," Science, Vol. 233, No. 4764, pp. 652-654, 1986.
CL		BILGUTAY, A., et al., "Vagal Tuning: A New Concept in the Treatment of Supraventricular Arrhythmias, Angina pectoris, and Heart failure," Jour. of Thorac. & Cardio. Surg., 1968, pp. 71-82.
CL		BLUEMEL, K.M., et al., "Parasympathetic Postganglionic Pathways to the Sinoatrial Node," Am. Phys. Soc., 1990, pp. H1504-H1508.
CL		BOROVIKOVA, L.V., et al., "Role of Vagus Nerve Signaling in CNI-1493-mediated Suppression of Acute Inflammation," Autonomic Neuroscience: Basic and Clinical, Vol. 85, pp. 141-147, 2000.
CL		BOROVIKOVA, L.V., et al., "Vagus Nerve Stimulation Attenuates the Systemic Inflammatory Response to Endotoxin," Nature, Vol. 405, 2000.

Examiner Signature	/Carl Layno/	Date Considered	01/10/2007
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application Number	10/724,978
				Filing Date	December 1, 2003
				First Named Inventor	Scott E. Jahns
				Group Art Unit	3766
Examiner Name	Carl Hernandez Layno				
Sheet	2	of	7	Attorney Docket Number	065071-9059-10

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS		
Examiner Initials		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, pages(s), volume-issue numbers(s), publisher, city and/or country where published.
CL		BRAUNWALD, E., et al., "Cartoid Sinus Nerve Stimulation in the Treatment of Angina Pectoris and Supraventricular Tachycardia," Western Jour. of Medicine, 1970, No. 112, Vol. 3, pp. 41-50.
CL		BRISTOW, M., "The Adrenergic Nervous System In Heart Failure," The New Eng. J. of Med., Vol. 311, No. 13, pp. 850-851, 1984.
CL		Declaration/Clarification of John D. Puskas, MD., dated October 11, 2005, pp. 1-7.
CL		DiMARCO, J. P., M.D., et al., "Adenosine: Electrophysiologic Effects and Therapeutic Use for Terminating Paroxysmal Supraventricular Tachycardia," Therapy and Prevention Arrhythmia, Circulation 68, No. 6, 1983, pp. 1254-1263.
CL		DIPIRO, J., et al., "Pharmacotherapy: A Pathophysiologic Approach," p. 153-157, 1989.
CL		DIWAN, A., et al., "Inflammatory Mediators and the Failing Heart: A Translational Approach," Cur. Mol. Med., Vol. 3, No. 2, pp. 161-182, 2003.
CL		FANNING, et al., "Reoperative Coronary Artery Bypass Grafting Without Cardiopulmonary Bypass," Ann. Thorac. Surg., 55:486-489.
CL		FINKEL, M., et al., "Negative Inotropic Effects of Cytokines on the Heart Mediated by Nitric Oxide," Science, Vol. 257, pp. 387-389, 1992.
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Examiner Signature	/Carl Layno/	Date Considered	01/10/2007
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				Application Number	10/724,978	
				Filing Date	December 1, 2003	
				First Named Inventor	Scott E. Jahns	
				Group Art Unit	3766	
Examiner Name	Carl Hernandez Layno					
Sheet	3	of	7	Attorney Docket Number	065071-9059-10	

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS		
Examiner Initials		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, pages(s), volume-issue numbers(s), publisher, city and/or country where published.
CL		FREILICH, A., M.D., et al., "Adenosine and its Cardiovascular Effects," American Heart Journal, vol. 123, No. 5, May 1992, pp. 1324-1328.
CL		GAYKEMA, R., et al., "Subdiaphragmatic Vagotomy Suppresses Endotoxin-Induced Activation of Hypothalamic Corticotropin-releasing Hormone Neurons and ACTH Secretion," Endocrinology, Vol. 136, No. 10, pp. 4717-4720, 1995.
CL		GORMAN, Christine, et al., "How New Heart-Scanning Technology Could Save Your Life," <u>Time</u> , September 5, 2005, pp. 61 and 67.
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CL		HAMMOND, Edward J., et al., "Vagus Nerve Stimulation in Humans: Neurophysiological Studies and Electrophysiological Monitoring," Epilepsia, 31 Suppl. 2), 1990, pp. S51-S59, Raven Press, Ltd., New York.
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)			Application Number	10/724,978	
			Filing Date	December 1, 2003	
			First Named Inventor	Scott E. Jahns	
			Group Art Unit	3766	
			Examiner Name	Carl Hernandez Layno	
Sheet	4	of	7	Attorney Docket Number	065071-9059-10

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS		
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CL		KROWN, K., et al. "Tumor Necrosis Factor Alpha-Induced Apoptosis in Cardiac Myocytes: Involvement of the Sphingolipid Signaling Cascade in Cardiac Cell Death," J. Clin. Invest., Vol. 98, No. 12, 1996.
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				Application Number	10/724,978
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Sheet	5	of	7	Examiner Name	Carl Hernandez Layno
				Attorney Docket Number	065071-9059-10

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS		
Examiner Initials		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, pages(s), volume-issue numbers(s), publisher, city and/or country where published.
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Examiner Signature	/Carl Layno/	Date Considered	01/10/2007
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				Filing Date	December 1, 2003
				First Named Inventor	Scott E. Jahns
				Group Art Unit	3766
				Examiner Name	Carl Hernandez Layno
Sheet	6	of	7	Attorney Docket Number	065071-9059-10

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS		
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CL		RUTECKI, Paul, "Anatomical, Physiological, and Theoretical Basis for the Antiepileptic Effect of Vagus Nerve Stimulation," Epilepsia, 31(Suppl. 2), 1990, pp. S1-S6, Raven Press, Ltd., New York.
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CL		UTHMAN, Basim M., et al., "Efficacy and Safety of Vagus Nerve Stimulation in Patients with Complex Partial Seizures," Epilepsia, 31(Suppl. 2), 1990, pp. S44-S50, Raven Press, Ltd., New York.

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				Group Art Unit	3766
				Examiner Name	Carl Hernandez Layno
Sheet	7	of	7	Attorney Docket Number	065071-9059-10

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS		
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CL		WATKINS, L., et al., "Implications of Immune-to-Brain Communication for Sickness and Pain," Proc. Natl. Acad. Sci. USA, Vol. 96, pp. 7710-7713, July 1999.
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CL		YOKOYAMA, T., et al., "Cellular Basis for the Negative Inotropic Effects of Tumor Necrosis Factor - α in the Adult Mammalian Heart," The Journal of Clinical Investigation, Vol. 92, pp. 2303-2312, Nov. 1993.
CL		YOKOYAMA, T., et al., "Tumor Necrosis Factor - α Provokes a Hypertrophic Growth Response in Adult Cardiac Myocytes," Circulation, Vol. 95, pp. 1247-1252, 1997.

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**INFORMATION
DISCLOSURE
STATEMENT**

Atty. Docket No.: P-9091.04

Serial No.: 10/724,978

Applicant(s): Jahns et al

Filing Date: 12-01-03

Group: 3766

U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	SubClass	Filing Date If Appropriate
CL	6,141,589	10-31-2000	Duhaylongsod	607	10	
	6,184,239	02-06-2001	Puskas	514	346	
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CL	5,056,532	10-15-1991	Hull et al			

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	Document Number	Date	Country	Class	SubClass	Translation	
						Yes	No
CL	DE 28 11 325	09-27-1979	Germany	—	—		
	EP 0 589 252	09-01-1993	European	—	—		
	WO 92/11064	07-09-1992	PCT	—	—		
	WO 97/40885	11-06-1997	PCT	—	—		
	WO 99/07354	02-18-1999	PCT	—	—		
↓	WO 99/09971	03-04-1999	PCT	—	—		
	WO 99/09973	03-04-1999	PCT	—	—		
CL	WO01/00273	06-23-2000	PCT	—	—		

EXAMINER

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05/09/2006

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Atty. Docket No.: P-9091.04

Serial No.: 10/724,978

STATEMENT

Applicant(s): Jahns, et al

Filing Date: 12-01-2003

Group: 3762

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

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